IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

COCP No. 507 of 2006 (O&M)
Date of Decision: 12.7.2007

Gobind Singh and others ...Petitioners

Versus

Sarvesh Kaushal & Others ....Respondents

Coram: Hon'ble Mr. Justice Hemant Gupta.

Present: Shri R.K. Chopra, Senior Advocate with
Ms. Maninder, Advocate, for the petitioners.

Shri G.S. Cheema, Senior DAG, Punjab.

HEMANT GUPTA, J.

The writ petition filed by the petitioners was disposed of on 19.2.2002, whereby the District Education Officer, was directed to decide the representation of the petitioners expeditiously. The claim of the petitioners was that they have been selected but letters of appointment were not being issued to them. Since the above said order was not being complied with by the respondents, the petitioners filed a contempt petition, which was dismissed as withdrawn on 28.10.2002 when a statement was made that there is a ban on fresh recruitment and as soon as the ban is lifted, the case of the petitioners and other candidates shall be considered. The petitiones filed the present contempt petition alleging therein that fresh appointments have been made without considering the claim of the petitioners for appointment and in terms of the directions of the Court.

However, a perusal of the record shows that none of the

appointments have been made by the State Government. The appointments have been made by the Local Bodies in the Schools run by the Zila Parishad under the Punjab Panchayati Raj Act, 1994. Appointments have also been made by the State Project Director under the Sarv Shiksha Abhiyan, a scheme sponsored by the Central Government. Since the petitioners have not been able to point out that any appointment has been made by the State Government as JBT Teacher, therefore, it cannot be said that the undertaking given by the respondents has been violated.

Consequently, the present contempt petition is dismissed.

12-07-2007 (HEMANT GUPTA)
ds JUDGE